

Bayer 9962.3-HCL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : LIEB et al.  
SERIAL NO. : 10/017,695  
FILED : December 14, 2001  
FOR : Alkyl-dihalogenated phenyl-substituted ketoenols  
useful as pesticides and herbicides  
ART UNIT : 1624  
EXAMINER : Tamthom Ngo Truong

**RECEIVED  
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April 28, 2004

Honorable Assistant Commissioner for Patents  
P.O.Box 1450, Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

Your petitioner, Bayer AG, represents that it is the assignee of the above-identified application by virtue of an assignment which was recorded in the U.S. Patent Office on October 31, 1997 at Reel 8968, Frame 0599. Your petitioner hereby disclaims the terminal portion of any patent granted on the above-identified application which would extend beyond the expiration date of U.S. Patent No. 6,380,246 B1, issued April 30, 2002, for Alkyl-Dihalogenated Phenyl-Substituted Ketoenols Useful As Pesticides And Herbicides, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,380,246 B1, this agreement to run with any patent granted on the above-identified application and to be

*Fee Only*